STATE OF SOUTH CAROLINA)
COUNTY OF RICHLAND) BEFORE THE STATE ETHICS COMMISSION
)
IN THE MATTER OF:)
COMPLAINT C2014-059)
)
)
Kamau Marcharia,) **CONSENT ORDER**
Respondent.)
)
Elizabeth A. Jenkins,)
Complainant.)
)

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This matter comes before the State Ethics Commission by virtue of a complaint filed by the Commission on November 6, 2013. The complaint against the Respondent, Kamau Marcharia, was considered by the Commission on March 19, 2014, and probable cause was found to warrant an evidentiary hearing. Prior to the call of the case, Respondent agreed to entry of the following statements of fact, conclusions of law, discussion, admission, and disposition in this matter.

STATEMENTS OF FACT

1. The Respondent, Kamau Marcharia, is a member of Fairfield County Council.

2. Respondent said that he thought he documented all his earnings on his Statement of Economic (SEI) reports. He said he would review his earnings statements, and if he did not report his gross income he would amend his SEI reports accordingly.

3. A review of Respondent's 2012 wage and tax filing statement revealed that Respondent received gross pay in the amount of $18,643.04. On October 1, 2013 staff reviewed Respondent's original 2013 SEI report filed on May 6, 2013. The 2013 SEI report documented income from Fairfield County in the amount of $16,000.00.

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6. Staff met with Respondent in regard to the aforementioned SEI, and Respondent amended his SEI accordingly.

CONCLUSIONS OF LAW

Based upon the Statement of Facts, the Commission concludes, as a matter of law:

1. During all times relevant, the Respondent, Kamau Marcharia, was a public official, as defined by S.C. Code Ann. § 8-13-100(27)(Supp. 2012).

2. The State Ethics Commission has personal and subject matter jurisdiction.

3. Section 8-13-1120(A)(2) provides that a public official must disclose the source, type and amount of income received from a governmental entity.

DISCUSSION

(Available to Respondent for discussion of mitigating factors.)

ADMISSIONS

The Respondent, Kamau Marcharia, admits that he inadvertently violated Section 8-13-1120.

DISPOSITION

The State Ethics Commission hereby finds Kamau Marcharia in violation of Section 8-13-1120, albeit inadvertent, of the Ethics Reform Act and hereby adopts the Statements of Fact, Conclusions of Law, Admissions, and Disposition as agreed upon by the Respondent.

THEREFORE, the State Ethics Commission hereby issues this written warning to Kamau Marcharia for a violation of Section 8-13-1120 of the Ethics Reform Act,

AND, orders Respondent to pay an administrative fee of $125.00 within 30 days of receipt of the signed order,

AND IT IS SO ORDERED THIS 5th DAY OF May 2014.

STATE ETHICS COMMISSION

PHILLIP FLORENCE, JR.
CHAIR

Kamau Marcharia

Kamau Marcharia